

D. N.: CV-14-6025333-S : **SUPERIOR COURT: CLD**
ROBIN SHERWOOD, et al : **J.D. OF WATERBURY**
V. : **AT WATERBURY**
STAMFORD HEALTH SYSTEM, INC.
D/B/A STAMFORD HOSPITAL : **AUGUST 31, 2016**

DISCLOSURE OF EXPERT WITNESSES (NON-RETAINED)

The Plaintiffs, *Robin Sherwood and Greg Hoelscher*, in accordance with the provisions of Connecticut Practice Book §13-4(b)(3) and pursuant to Connecticut law, (Milliun v. New Milford Hosp., 129 Conn. App. 81, 108, 20 A.3d 36, 51 (2011) aff'd, 310 Conn. 711, 80 A.3d 887 (2013) discloses that they expect the following non-retained expert witnesses to testify at the trial of this case:

**1. Uwe Klinge, Department of Surgery, University Hospital of the
RWTH Aachen Pauwellstrasse 30 52074 Aachen, Germany +49 241 80 89843**

Plaintiff will submit the de bene esse testimony of Dr. Klinge concerning the Prolift consistent with the reports served in the New Jersey Consolidated Litigation and the Multi District Litigation (“MDL”) 2327 in the Southern District of West Virginia, and addressed in his deposition and/or trial testimony in connection with those trials. Plaintiffs expect to introduce the testimony of Dr. Klinge in the trial of Bellew v Ethicon, 2:13-cv-22473 In the United States District Court for the Southern District of West Virginia, March 4, 2015. Dr. Klinge is a medical doctor and surgeon. Dr. Klinge is expected to testify and offer opinions based on his

education, knowledge, training and experience, as well scientific and medical literature.

More specifically, Plaintiffs expect to introduce Dr. Klinge's deposition and testimony and exhibits recorded on October 22, 2012 and October 23, 2012, production bates numbers **ETH-GROSS-U KLINGE-REPORT-000000001-656** and trial testimony and exhibits recorded on February 4, 2013, document production bates numbers **ETH-GROSS-TRIAL-000003379-3642** and the trial testimony and exhibits *Bellew v. Ethicon*, recorded November 10, 2014, held at Quellenhof Hotel, Monheimsallee 15 52, 52062, Aachen, Germany, produced to Plaintiffs and Co-Defendants Stamford Hospital and provided to Defendants as Trial Exhibits in the Farrell case.

**2. Peggy Pence, PhD, RAC, FRAPS Symbion Research International,
Inc. 3537 Old Conejo Road, Suite 115, Newbury Park, California 91320**

Plaintiff will submit the testimony previously given by Dr. Pence concerning the Prolift consistent with the reports served in the New Jersey Consolidated Litigation and the Multi District Litigation ("MDL") 2327 in the Southern District of West Virginia, production bates numbers **ETH-BELLEW-P PENCE-REPORT-000000001- 452**, whether or not addressed in her deposition and/or trial testimony in connection with those trials produced to Plaintiffs and Co-Defendants Stamford Hospital and provided to Defendants as Trial Exhibits in the Farrell case.

More specifically, Plaintiffs will submit deposition testimony and exhibits taken on November 13, 2012 and November 14, 2012, production bates numbers **ETH-GROSS-P PENCE-REPORT-000000001-353**, and trial testimony and exhibits taken on January 22, 2013, in the New Jersey Consolidated Litigation, document production bates number **ETH-GROSS-TRIAL-000001802-2013**.

3. Susan Shott, Ph.D. Post Office Box 671 Harvard, Illinois 60033

Plaintiff will submit the testimony of Dr. Shott concerning the Prolift consistent with the reports served in the New Jersey Consolidated Litigation and the Multi District Litigation (“MDL”) 2327 in the Southern District of West Virginia, and addressed in her deposition and/or trial testimony in connection with those trials.

More specifically Plaintiffs will submit the deposition testimony and exhibits of Dr. Shott recorded November 29, 2012, November 30, 2012 and December 20, 2012, production bates numbers **ETH-GROSS-S SHOTT-REPORT-000000001-1161** and trial testimony and exhibits taken on January 24, 2013 production bates numbers **ETH-GROSS-TRIAL-000002402-2529**, and bates stamped **ETH-BELLEW-S SHOTT-REPORT-000000001-063** produced to Plaintiffs and Co-Defendants Stamford Hospital and provided to Defendants as Trial Exhibits in the Farrell case.

4. Anne Weber, M.D. 5626 Sharon Drive Glen Arm, Maryland 21057

Plaintiffs will submit the testimony of Dr. Weber concerning the Prolift consistent with the reports served in the New Jersey Consolidated Litigation, and addressed in her deposition and trial testimony in connection with the Gross trial and the Schubert trial. This includes but is not limited to design defect, failure to warn, risks, adverse events, professional education, alternative treatments and all relevant matters or issues known to Ethicon or Johnson & Johnson medical affairs or otherwise with regard to the medical device.

More specifically Plaintiffs will submit the deposition testimony and exhibits of Dr. Weber from November 5, 2012, November 6, 2012, document production bates numbers **ETH-GROSS-A WEBER-REPORT-000000001-942** and trial testimony and exhibits January 17, 2013 and January 18, 2013, document production bates numbers **ETH-GROSS-TRIAL-000001275-1788** and deposition testimony and exhibits recorded June 26, 2013 and October 21, 2013, document production bates stamped . Plaintiffs will also submit the deposition testimony of Dr. Weber from June 26, 2013 and October 21, 2013 in Schubert v. Ethicon, document production bates numbers **ETH-SCHUBERT-A WEBER-REPORT-000000001-1389** produced to Plaintiffs and Co-Defendants Stamford Hospital and provided to Defendants as Trial Exhibits in the Farrell case.

5. Prof. Dr.-Ing. Thomas Muehl, FH Aachen - University of

**Applied Sciences Labor for Elektrische Messtechnik und
Prozessdatenverarbeitung Eupener Str. 70 52066 Aachen Germany.**

Plaintiffs will submit the testimony of Dr. Muehl in the New Jersey Consolidated Litigation and Multi District Litigation (“MDL”) 2327 in the Southern District of West Virginia, and addressed in his depositions and report.

More specifically, Plaintiffs will submit the deposition testimony and exhibits recorded on October 24, 2012, production bates numbers **ETH-GROSS-T MUHL-REPORT-000000001-353**, and the trial testimony and exhibits recorded on January 28, 2013, document production pages **ETH-GROSS-TRIAL-000002820-2910** and document production bates stamped **ETH-BELLEW-T MUHL-REPORT-000000001-239** produced to Plaintiffs and Co-Defendant Stamford Hospital and provided to Defendants as Trial Exhibits in the Farrell case.

**6. Frank Tinari, Ph.D, economics, Sobel Tinari Economics Group 112
West 34th St. 18th Floor New York, NY 10120.**

Plaintiffs will submit the deposition testimony and exhibits recorded October 23, 2012, production bates numbers **ETH-GROSS-WICKER-F TINARI-REPORT-000000001-408** trial testimony and exhibits of Dr. Tinari from January 28, 2013, document production bates stamped pages **ETH-GROSS-TRIAL-000002769-2818 and the Gross Trial Transcript p. 6033-6039, 6058-6062** and provided to Defendants as Trial Exhibits in the Farrell case..

Defense Witnesses

Plaintiffs reserve the right to enter the deposition and/or trial testimony of any J&J or Ethicon employee previously deposed in any litigation or who testified at any trial.

Although Plaintiffs do not concede that any witness called by Defendant is an expert, Plaintiffs reserve the right to elicit opinion testimony from any witness called by Defense or designated by Johnson & Johnson/Ethicon as an expert. Plaintiffs reserve the right to supplement this disclosure should the defendant disclose experts in areas other than those covered by the above individuals.

Plaintiffs further reserve the right to enter the deposition or trial testimony of any other witness who testified in any pelvic mesh trial including Gene Kammerer, Bryan Lisa, Sean O'Bryan, David Robinson, Laura Angelini, Don Horton, Charlotte Owens, Scott Ciarrocca, Piet Hinoul, Axel Arnaud, Miles Murphy, Vincent Lucente and Paul Parisi.

Plaintiffs reserve the right to call any expert disclosed by any other party and thereafter deposed. Plaintiffs also reserve the right to call additional, undesignated expert witnesses as allowed by law and in particular, any of Plaintiff's medical providers. Plaintiffs further reserve the right to supplement the

above list should another party disclose experts in areas other than those covered by the above individuals.

THE PLAINTIFFS,

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CERTIFICATION

This is to certify that a copy of the foregoing was Emailed this date, to all counsel of record.

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/s/ Jacqueline E. Fusco
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